



GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

August 12, 2014

Lori Hunsaker, Program Specialist
Utah Division of State History
300 Rio Grande
Salt Lake City, Utah 84101-1182

Subject: Cultural Resources Concurrence Request, Kennecott Utah Copper, Bingham Canyon Mine, M/035/0002, Salt Lake County, Utah

Dear Ms. Hunsaker:

On January 16, 2014, the Division of Oil, Gas and Mining (Division) received a cultural resources report for an area east of the east waste rock disposal area at the Bingham Canyon mine. By letter dated January 27, 2014, the Division requested concurrence with its finding that there would be no adverse effects on cultural resources.

The Division subsequently received a letter from Christopher Merritt dated February 20, 2014, outlining several deficiencies in the cultural resources report and stating that the Utah State Historic Preservation Office was not able to concur with the Division's determination.

The Division has now received a new report, and the consultant determined there are no sites in the proposed disturbed area that are eligible for listing in the National Register of Historic Places. The Division, therefore, has determined there will be No Adverse Effects to cultural resources listed or eligible for listing in the Register and asks for your concurrence with this determination.

The cover letter from Chris Kaiser contains a statement that "... there is no government undertaking within the meaning of Utah Code Section 9-8-404." The letter also contains other comments to this effect. The Division intends to respond to these statements separately.

Thank you for your assistance. Please contact me at 801-538-5261 if you have questions or concerns.

Sincerely,

Paul B. Baker
Minerals Program Manager

PBB: eb

Enclosure: Cover page, cover letter, survey report, CD

P:\GROUPS\MINERALS\WP\M035-SaltLake\M0350002-BinghamPit\final\SHPO-5821-08112014.doc